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**BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.**

DEPT OF TRANSPORTATION
FILES

MAY 12 2009

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Motion of)
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HORIZON AIR INDUSTRIES, INC.)
d/b/a HORIZON AIR)

Docket OST-96-1575

)
to withhold information from public)
disclosure pursuant to Rule 12)
of the Department's Rules of Practice)
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_____)

**RULE 12 MOTION TO WITHHOLD
INFORMATION FROM PUBLIC DISCLOSURE OF
HORIZON AIR INDUSTRIES, INC. d/b/a HORIZON AIR:
DOT Form 41 Schedules B-7 - Aircraft Values**

Communications with respect to this Motion should be addressed to:

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Counsel for Horizon Air

May 11, 2009

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RULE 12 MOTION TO WITHHOLD
INFORMATION FROM PUBLIC DISCLOSURE
HORIZON AIR INDUSTRIES, INC. d/b/a HORIZON AIR:
DOT Form 41 Schedules B-7 - Aircraft Values

In accordance with the provisions of Rule 12, 14 C.F.R. §302.12 of the Department's Rules of Practice, Horizon Air Industries, Inc. d/b/a Horizon Air (hereinafter "Horizon") respectfully requests that its DOT Form 41 Schedules B-7 filed with the Department on or about May 6, 2009, be withheld from public disclosure, insofar as such forms relate to small aircraft as defined in Part 298 of the Department's Regulations. In support of this request, Horizon states as follows:

1. On April 1, 1994, Horizon filed a timely Motion for Confidential Treatment of its DOT Forms 41 Schedule B-7 and Schedule B-43. To date, no action has been taken on this request for confidentiality.

2. The issues raised in the April 1, 1994, Motion are precisely the issues herein and Horizon hereby incorporates by reference the arguments made in the April 1, 1994, filing.¹ The basis for the request is that the information sought to be withheld falls within Exemption 4 from the terms of the Freedom of Information Act (5 U.S.C. 552 (b)(4)).

ACCORDINGLY, Horizon Air Industries, Inc. d/b/a Horizon Air respectfully requests that its aircraft cost data on its small aircraft (Form 41 Schedules B-7, filed on or about May 6, 2009, be withheld from public disclosure pursuant to Rule 12 of the Department's Rules of Practice.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Yvette A. Rose', with a stylized, cursive script.

Yvette A. Rose
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Counsel for Horizon Air

May 11, 2009

¹ Since the basis for this Motion mirrors that already filed with the Department, the detailed arguments are not repeated here.